

**MINUTES OF THE CITY COMMISSION MEETING
MAY 27, 2003**

The City of Leesburg Commission held a regular meeting Tuesday, May 27, 2003, in the Commission Chambers at City Hall. Mayor Connelly called the meeting to order at 5:30 p.m. with the following members present:

Commissioner David Knowles
Commissioner Bob Lovell
Commissioner Ben Perry
Commissioner Lewis Puckett
Mayor David Connelly

Also present were City Manager (CM) Ron Stock, City, Acting City Clerk (DCC) Betty Richardson, City Attorney (CA) Fred Morrison the news media, and others.

Reverend Arthur Middleton, Mt. Calvary Baptist Church, gave the invocation followed by the Pledge of Allegiance to the Flag.

**APPROVED CITY COMMISSION MINUTES OF THE REGULAR MEETING HELD
MAY 12, 2003**

Commissioner Knowles moved to approve the City Commission minutes of the regular meeting held May 12, 2003. Commissioner Puckett seconded the motion and it carried unanimously.

PRESENTED SERVICE AWARD

Deputy Finance Director Diane Reichard presented a service award to Cheryl Campman, for ten years with the Finance/Customer Service Department.

Greg David, Electric Department, was unable to attend the meeting.

CITADEL OF HOPE CHURCH PRESENTATION

Mayor Connelly said several weeks ago he was introduced to an intriguing program held at the Citadel of Hope Church. Pastor Dannie Williams would like to present the program to the Commission at this time. Mayor Connelly advised the letter in the agenda packet does not pertain to this program.

Pastor Williams introduced James Pressley who presented the Hope Restoration program geared for juveniles. Mr. Pressley said he has lived in the Leesburg for eight years and has been involved with the youth in the area. He gave statistics for the last five years on youths handled through the judicial system and the dispensation of these cases (copy attached). The program will provide alternative activities to idle time on the streets for at risk juveniles. The goal is to attack the root of problems such as lack of education, life skills, and self-esteem. Hope Restoration would like to partner with the City of Leesburg, Lake County Schools, law enforcement, the community and Hope Vision, Inc. to develop programs that build relationships among youth, families, and the community. One activity is the Midnight basketball program. Mr. Pressley suggested using a building at 111 North Lake Avenue for a gym and computer lab and a place for the workshops or The Citadel of Hope Church at 2005 Johns Avenue. Today, he said he is seeking a partnership with the City of Leesburg.

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CM Stock said funds have been set aside for design work for a municipal gymnasium in the City's ten year capital plan with construction possibly slated for 2005. CM Stock suggested the Susan Street area as a third alternative site for a gym and suggested Mr. Pressley talk to Robert Johnson or Yvette Hartsfield to be part of the process.

Commissioner Perry said many of the problems are economically driven. He asked what Mr. Pressley has seen for jobs for youth today. If they have an avenue to legally get money, this would deter some of the problems. Mr. Pressley said Walmart and fast food chains hire the youth. The kids need someone to speak for them and help them get jobs.

Commissioner Knowles said the Boys and Girls Club is looking for someone to partner with and you could start tomorrow with the midnight basketball.

CONSENT AGENDA:

Commissioner Perry moved to adopt the consent agenda and Commissioner Knowles seconded the motion. The roll call vote was:

Commissioner Lovell	Yea
Commissioner Perry	Yea
Commissioner Puckett	Yea
Commissioner Knowles	Yea
Mayor Connelly	Yea

Five yeas, no nays, the Commission adopted the consent agenda, as follows:

PURCHASING ITEMS:

1. Single Source Cummins Trailer mounted generator package for Downtown Trail project awarded to Cummins Southeastern Power for \$25,883.27
2. State Contract Compaq Computer Servers and associated materials awarded to 250-000-03-1 Compaq Computer Corp. for \$33,633.00

RESOLUTIONS:

RESOLUTION 6793

A resolution of the City Commission of the City of Leesburg, Florida, authorizing the Mayor and City Clerk to execute an agreement between the City of Leesburg and Psychological Resources, Inc. for pre-employment testing of emergency services dispatchers, Leesburg Police Department; and providing an effective date.

RESOLUTION 6794

A resolution of the City Commission of the City of Leesburg, Florida authorizing the Mayor and City Clerk to execute an agreement between the City of Leesburg and Lela H. Partin dba Dragonworks for a three (3) year contract for Fourth of July fireworks display and providing an effective date.

RESOLUTION 6795

A resolution of the City Commission of the City of Leesburg, Florida authorizing the Mayor and City Clerk to approve additional services between the City of Leesburg and Christoff, Krietemeyer & Associates, Architects, P.A. for architectural and engineering services related to the Sleepy Hollow Recreation Complex project, pursuant to Bid #02-RFQ-103; and providing an effective date.

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RESOLUTION 6796

A resolution of the City Commission of the City of Leesburg, Florida, authorizing the Mayor and City Clerk to approve change order #3 to the contract with T.D.I International, Inc. relating to construction of Sleepy Hollow Recreation Complex Project, and providing an effective date.

RESOLUTION 6797

A resolution of the City Commission of the City of Leesburg, Florida, approving the implementation of a Vendor Application Fee for the Recreation and Parks Department and providing an effective date.

RESOLUTION 6798

A resolution of the City Commission of the City of Leesburg, Florida, approving a change to the rates utilized in the operation of recreation field rental fees for field usage; and providing an effective date.

RESOLUTION 6799

A resolution by the City Commission of the City of Leesburg, Florida, adopting the Leesburg Greenway Trail Network Plan, and providing for an effective date.

RESOLUTION 6800

A resolution of the City Commission of the City of Leesburg, Florida, authorizing the Mayor and City Clerk to execute an agreement between the City of Leesburg and Lake Community Action Agency, Inc., to provide C.U.R.E. (Citizens Utility Relief Effort) vouchers to utility customers during Fiscal Year 2002-03; and providing an effective date.

RESOLUTION 6801

A resolution of the City Commission of the City of Leesburg, Florida, authorizing the Mayor and City Clerk to execute an agreement between the City of Leesburg and Christian Social Services of Lake & Sumter Counties, Inc., to provide C.U.R.E. (Citizens Utility Relief Effort) vouchers to utility customers during Fiscal Year 2002-03; and providing an effective date.

RESOLUTION 6802

A resolution of the City Commission of the City of Leesburg, Florida, authorizing the Mayor and City Clerk to execute a third amendment to the agreement for contractor services with Hewitt Power & Communications, Inc., to provide overhead electrical services, and providing an effective date.

RESOLUTION 6803

A resolution of the City Commission of the City of Leesburg, Florida, authorizing the Mayor and City Clerk to approve change order #5 to the contract with Prime Construction Group, Inc. relating to the construction of taxi lane extensions at the Leesburg Regional Airport; and providing an effective date.

RESOLUTION 6804

A resolution of the City Commission of the City of Leesburg, Florida, authorizing the Mayor and City Clerk to execute a joint participation agreement between the City of Leesburg and Lake County Water Authority for the Canal Street Stormwater Pond land acquisition; and providing an effective date.

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RESOLUTION 6805

A resolution of the City Commission of the City of Leesburg, Florida, authorizing the Chief of Police to apply for a grant application with the State of Florida, Department of Law Enforcement, for funding under the Edward Byrne Memorial State and Local Law Enforcement Assistance Grant program and committing funds to provide the match as required by the program; providing for an effective date.

RESOLUTION 6806

A resolution of the City Commission of the City of Leesburg, Florida, authorizing the Mayor and City Clerk to execute a contract with Post, Buckley, Schuh and Jernigan, Inc. (PBS&J) to provide GASB 34 infrastructure asset valuation services for \$22,351.20; and providing an effective date.

OTHER AGENDA ITEMS:

1. Appropriate forfeiture funds to the community's area youth ministries "Creative Juices" program.
2. Approval to rename Double Drive to Venetian Park Drive.

PUBLIC HEARINGS:

ADOPTED ORDINANCE 03-50 ACCEPTING A WARRANTY DEED FROM RODGERS BROTHERS LAND COMPANY, INC. FOR LAND IN SECTION 13-20-24 (LEGACY)

ACC Richardson read the ordinance by title only, as follows:

An ordinance of the City of Leesburg, Florida, accepting a warranty deed given by Rodgers Brothers Land Company, Inc., as grantor, to the City of Leesburg, as grantee, pertaining to land located in Section 13, Township 20 south, Range 24 east, Lake County, Florida; and providing an effective date.

Commissioner Puckett moved to adopt the ordinance and Commissioner Knowles seconded the motion. The roll call vote was:

Commissioner Knowles	Yea
Commissioner Lovell	Yea
Commissioner Perry	Yea
Commissioner Puckett	Yea
Mayor Connelly	Yea

Five yeas, no nays, the Commission adopted the ordinance.

ADOPTED ORDINANCE 03-51 ACCEPTING AN UTILITY EASEMENT FROM ASSET PROVISIONS, LLC FOR LAND IN SECTION 23-19-24 (FOR BEACON COLLEGE)

ACC Richardson read the ordinance by title only, as follows:

An ordinance of the City of Leesburg, Florida, accepting a utility easement from Asset Provisions, LLC, as grantor, to the City of Leesburg, as grantee pertaining to land located in Section 23, Township 19 south, Range 24 east, Lake County, Florida; and providing an effective date.

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Commissioner Perry moved to adopt the ordinance and Commissioner Puckett seconded the motion. The roll call vote was:

Commissioner Puckett	Yea
Commissioner Knowles	Yea
Commissioner Lovell	Yea
Commissioner Perry	Yea
Mayor Connelly	Yea

Five yeas, no nays, the Commission adopted the ordinance.

ADOPTED ORDINANCE 03-52 ACCEPTING AN UTILITY EASEMENT FROM SEGUNDO AND ESTELA LIZARDO FOR LAND IN SECTION 23-19-24 (FOR BEACON COLLEGE)

ACC Richardson read the ordinance by title only, as follows:

An ordinance of the City of Leesburg, Florida, accepting a utility easement from Segundo Lizarido and Estela Lizarido, as grantor, to the City of Leesburg, as grantee, pertaining to land located in Section 23, Township 19 south, Range 24 east, Lake County, Florida; and providing an effective date.

Commissioner Perry moved to adopt the ordinance and Commissioner Knowles seconded the motion. The roll call vote was:

Commissioner Perry	Yea
Commissioner Puckett	Yea
Commissioner Knowles	Yea
Commissioner Lovell	Yea
Mayor Connelly	Yea

Five yeas, no nays, the Commission adopted the ordinance.

ADOPTED ORDINANCE 03-53 ACCEPTING AN UTILITY EASEMENT FROM TERRANCE C. JENKINS, TRUSTEE OF THE TERRANCE C. JENKINS FAMILY TRUST FOR LAND IN SECTION 23-9-24 (FOR BEACON COLLEGE)

ACC Richardson read the ordinance by title only, as follows:

An ordinance of the City of Leesburg, Florida, accepting a utility easement from Terrance C. Jenkins, trustee of the Terrance C. Jenkins family trust, as grantor, to the City of Leesburg, as grantee, pertaining to land located in Section 23, Township 19 south, Range 24 east, Lake County, Florida; and providing an effective date.

Commissioner Perry moved to adopt the ordinance and Commissioner Puckett seconded the motion. The roll call vote was:

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Commissioner Lovell	Yea
Commissioner Perry	Yea
Commissioner Puckett	Yea
Commissioner Knowles	Yea
Mayor Connelly	Yea

Five yeas, no nays, the Commission adopted the ordinance.

ADOPTED ORDINANCE 03-55 CREATING SECTION 2-112 OF THE CODE OF ORDINANCES, ESTABLISHING THE LAND DEVELOPMENT CODE STEERING COMMITTEE

ACC Richardson read the ordinance by title only, as follows:

An ordinance of the City Commission of the City of Leesburg, Florida creating §2-112 of the Code of Ordinances, establishing the Lake Development Code Steering Committee; appointing the membership of the Committee; setting forth qualifications for membership on the Committee; providing for what would constitute a quorum of the Committee; providing for the filling of vacancies on the Committee; limiting the work of the Committee to a period of one year; and providing an effective date.

Commissioner Perry moved to adopt the ordinance and Commissioner Puckett seconded the motion. The roll call vote was:

Commissioner Lovell	Yea
Commissioner Perry	Yea
Commissioner Puckett	Yea
Commissioner Knowles	Yea
Mayor Connelly	Yea

Five yeas, no nays, the Commission adopted the ordinance.

ADOPTED ORDINANCE 03-54 AMENDING CHAPTER 17, ARTICLE IV, SECTIONS 1, 6, 8, 15, AND 27 OF THE CODE OF ORDINANCES REGARDING POLICE OFFICERS' RETIREMENT FUND

ACC Richardson read the ordinance by title only, as follows:

An ordinance of the City of Leesburg, amending Chapter 17, Pensions and Retirement, Article IV, Policy Officers' Retirement Fund, of the Code of Ordinances of the City of Leesburg; amending Section 1, Definitions, to amend the definition of "average final compensation," amending Section 6, Benefit Amounts and Eligibility; amending Section 8, Disability; amending Section 15, Maximum Pension; amending Section 27, Prior Police Service; providing for severability of provisions; repealing all ordinances in conflict herewith and providing an effective date.

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Commissioner Knowles moved to adopt the ordinance and Commissioner Puckett seconded the motion. The roll call vote was:

Commissioner Knowles	Yea
Commissioner Lovell	Yea
Commissioner Perry	Yea
Commissioner Puckett	Yea
Mayor Connelly	Yea

Five yeas, no nays, the Commission adopted the ordinance.

INTRODUCED AN ORDINANCE AMENDING SECTION 14-36 PARAGRAPH XI OF THE CODE OF ORDINANCES PERTAINING TO OCCUPATIONAL LICENSES; CREATING SECTION 7-169 OF THE CODE OF ORDINANCES PERTAINING TO PERIODIC HOUSING INSPECTIONS

Commissioner Lovell introduced the ordinance to be read by title only. ACC Richardson read the ordinance, as follows:

An ordinance of the City of Leesburg, Florida, amending §14-36 paragraph XI of the Code of Ordinance pertaining to occupational licenses; creating §7-169 of the Code of Ordinances, pertaining to periodic housing inspections; establishing a procedure whereby rental housing receives periodic inspections to assure compliance with the standard housing code; imposing a fee to be paid by property owners to defray the cost of administration, permitting the inspection fee to be adjusted by resolution of the City Commission; providing for penalties; establishing a notice and enforcement procedure; repealing conflicting ordinances; providing a savings clause; and providing an effective date.

Deputy City Manager Robert Johnson advised based on the discussion at the last meeting, minor changes have been made to the ordinance. 1) Staff added a provision on page 2 of the ordinance stating that when a property owner owns only a single rental unit, which is rented for less than 18 months during the period it is owned by the property owner, an occupation license will not be required. 2) New violations – Upon inspection of a property, if a new violation were found, citizens expressed concern about the time frame to correct the new violation. The ordinance states a new violation will be given the same amount of time as the original violation, and will not have to be remedied with the same deadline as the original violation, i.e. if an owner were given 90 days to remedy a situation and during inspection, a new violation is found the new violation would be given 90 days for remedy.

Commissioner Perry suggested developing a standardized check list in order to be as objective as possible in trying to eliminate the subjective decisions. If an owner had some problems, he could check out the items that carry violations before he called for utilities. This would save the City and property owner time.

Commissioner Knowles complimented Deputy City Manager Johnson for his work on the ordinance.

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Flora Jo Haber, rental property owner in Leesburg and Mt. Dora, stated the Building Department is requesting an increase in fees and this same department will be doing the inspections. During discussions on the fee increase, nothing was mentioned about the department not covering its expenses with the old fee structure, but rather they were trying to compare Leesburg's fees with the County and Mt. Dora fees. If the department is making money with fees being collected, it would not be necessary to increase fees for the rental properties. Mt. Dora performs the inspections before the electric is turned on. She said she gave up managing the Kristen Street apartments because of the damage done by renters, but all renters do not damage the property. She does not want her tenants bothered by people coming in their apartments.

DCM Johnson stated when the City had Section 8 housing, if we knew there were drugs involved, the City would not place a tenant in those units. He said Mt. Dora was the model staff used. The local real estate community expressed concern about inspections prior to utility turn on and vehemently objected to that approach. When someone rents a place, they want the utilities turned on immediately which would have required additional inspectors to timely inspect. Leesburg has always had an occupational license for rental units and this ordinance does not change the rate structure. These inspections are included in the overall cost of operation in the Building Department. Inspections will be scheduled through the property manager and no one will enter without the manager, tenant, or property owner present.

John Christian, 2101 Park View Avenue, said the inspection ordinance is a great idea. Many properties on Pine Street need to be inspected immediately. The City needs a mechanism to hold landlords and property owners to a higher standard.

INTRODUCED AN ORDINANCE AMENDING AND RESTATING THE CITY'S RETIREMENT PLAN FOR THE GENERAL EMPLOYEES

Commissioner Lovell introduced the ordinance to be read by title only. ACC Richardson read the ordinance, as follows:

An ordinance of the City of Leesburg, amending and restating the retirement plan for the general employees for the City of Leesburg, adopted pursuant to Ordinance No. 91-32, as subsequently amended; providing for definitions; providing for membership; providing for a Board of Trustees; providing for finances and fund management; providing for contributions; providing for benefit amounts and eligibility; providing for pre-retirement death benefits; providing for disability benefits; providing for vesting of benefits; providing optional forms of benefits; providing for beneficiaries; providing claims procedures; providing for a roster of retirees; providing for a maximum pension limitation; providing for distribution of benefits; providing miscellaneous provisions; providing for repeal or termination of the system; providing for exemption from execution and non-assignability; providing for pension validity; providing for forfeiture of pension under certain circumstances; providing for indemnification and defense of claims; providing for direct transfers of eligible rollover distributions; providing for the purchase of credited service for absences pursuant to the Family and Medical Leave Act; providing for credited service for separations from employment for military service; providing for the purchase of credited service for prior government service; providing for purchase of credit for military service prior to employment; providing for reemployment after retirement; providing for

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codification; providing for severability of provisions; repealing all ordinances in conflict herewith and providing an effective date.

Commissioner Perry stated last week the Pension Advisory Committee met to address the ordinance. There are two primary changes in the ordinance; creating a Board of Trustees versus an advisory committee, and an "opt out" option.

CM Stock advised the ordinance was presented at the last meeting for first reading, but because of the conflicting provisions for past military service credit it is presented again for first reading at this meeting. This ordinance is a restatement of the 1991 plan and makes the plan consistent with current Federal law.

CM Stock said two changes in the document are not required by Federal law, but are being recommended. They are: 1) Create a Board of Trustees composed of five members to include the City Manager or his designee, Human Resources Director, two members elected from employees covered under the plan, and the fifth member to be selected by the City Commission, which can be a non-employee probably from the financial community, a Commissioner, or anyone the Commission deems appropriate. CM Stock stated the Commission engaged Scott Christianson to restate the plan and he advised CM Stock that out of over 400 plans to whom he provides legal services, Leesburg was one of only two cities where the elected body serves as the trustees. 2) Opt out of the Plan provision - CM Stock said he has found when hiring Department Heads, very often there is a fear they will not be allowed to stay at the City for the ten years required to be vested in the pension plan. This change allows for an "opt out" provision in the plan for the City Manager, Assistant City Manager, Deputy City Manager and all Department Heads. The Advisory Board voted 4 to 1 to approve the "opt out" provision. CM Stock said he has received a letter from Mr. Joyner at Segal Company, the City's underwriter, stating the number allowed to opt out would not have an adverse affect on the City's plan and would not require additional contributions above what the plan currently indicates. He told him verbally the number of positions allowed to opt out of the plan was not unusual.

Commissioner Perry said, as a member of the Advisory Committee, he voted against allowing so many positions to be able to opt out of the plan. He said he would like every employee to have identical benefits. This opt out provision gives the people filling the listed positions the ability to invest in the ICMA plan where they are immediately vested. If the City's vesting period is changed to five years and these positions are kept in the General Employees plan, then every employee would be on equal footing. This would also create an incentive for employees to stay at least five or ten years.

CM Stock said the plan is drafted in such a way to create an incentive for employees to stay until age sixty-five because of the significant penalty for retiring early. Twenty-three positions are listed, but only fifteen people will be affected because of the dual title listings. Some of the title are duplicated such as; 1) Director of Water 2) Director of Wastewater and also 3) Director of Environmental Services. Also some positions are not filled at this time, such as City Engineer.

CM Stock stated he understands Commissioner Perry's position and if all things were equal, Commissioner Perry's philosophy is one he would endorse. In the two and one-half years since the prior City Manager was in office, only four of the twelve Department Heads are still at the City. When a City has a turnover in the City Manager position, quite often there is a similar turnover in Department Head positions. He said when he tries to attract the best qualified person to fill a vacancy; he has found it necessary to allow them to opt out of the retirement plan.

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CM Stock said he has requested the cost of having a shorter vesting period, which would eliminate the issue of allowing people to opt out of the plan. The City may not be able to afford the cost of a shorter vesting period. If all things were equal, employees should prefer to be in the City's plan because it is a defined benefit plan where the City bears the risk of investments and also disability insurance is included in the plan. ICMA is a defined contribution plan and the benefits fluctuate with the market and it does not provide disability insurance.

INTRODUCED AN ORDINANCE AMENDING SECTION 11-29 OF THE CODE OF ORDINANCES PERTAINING TO SOLID WASTE RATES FOR CARDBOARD RECYCLING PROGRAM

Commissioner Lovell introduced the ordinance to be read by title only. ACC Richardson read the ordinance, as follows:

An ordinance of the City of Leesburg, Florida, amending §11-29 of the Code of Ordinances pertaining to solid waste collection; authorizing collection of recycled cardboard; providing for establishment of rates and charges for collection of recycled cardboard by way of resolution; changing the manner in which service charges are prorated for service periods of less than a full billing cycle, to provide for proration of charges on a daily basis; repealing conflicting ordinances; providing a savings clause; and providing an effective date.

INTRODUCED AN ORDINANCE ACCEPTING AN UTILITY EASEMENT FROM LAKE-SUMTER COMMUNITY COLLEGE, IN SECTION 22-19-25

Commissioner Lovell introduced the ordinance to be read by title only. ACC Richardson read the ordinance, as follows:

An ordinance of the City of Leesburg, Florida, accepting a utility easement from Lake-Sumter Community College, as grantor, to the City of Leesburg, as grantee, pertaining to land located in Section 22, Township 19, south, Range 25 east, Lake County, Florida; and providing an effective date.

Commissioner Puckett left at 6:30 p.m. Mayor Connelly advised Commissioner Puckett indicated earlier he had to attend another meeting.

INTRODUCED AN ORDINANCE ACCEPTING AN UTILITY EASEMENT FROM KENNETH AND PATRICIA STARK, IN SECTION 16-19-24

Commissioner Lovell introduced the ordinance to be read by title only. ACC Richardson read the ordinance, as follows:

An ordinance of the City of Leesburg, Florida, accepting a utility easement from Kenneth E. Stark and Patricia D. Stark, as grantor, to the City of Leesburg, as grantee, pertaining to land located in Section 16, Township 19 south, Range 25 east, Lake County, Florida; and providing an effective date.

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ADOPTED RESOLUTION 6807 AUTHORIZING ISSUANCE OF \$55,000,000 HOSPITAL REVENUE REFUNDING BONDS (LRMC PROJECT) SERIES 2003 TO FINANCE CURRENT REFUNDING OF OUTSTANDING HOSPITAL REVENUE REFUNDING BONDS (LRMC PROJECT) SERIES 1993A AND SERIES 1993

Commissioner Perry introduced the ordinance to be read by title only. ACC Richardson read the ordinance, as follows:

A resolution of the City of Leesburg, Florida, authorizing the issuance of not to exceed \$55,000,000 City of Leesburg, Florida, Hospital Revenue Refunding Bonds (Leesburg Regional Medical Center Project), series 2003 for the purpose of financing the current refunding of the outstanding City of Leesburg, Florida Hospital Revenue Refunding Bonds (Leesburg Regional Medical Center Project), Series 1993A and City of Leesburg, Florida Hospital Revenue Refunding Bonds (Leesburg Regional Medical Center Project), Series 1993B maturing on or after July 1, 2004; authorizing the refunding and redemption of such 1993A and 1993B bonds; providing that such bonds shall not constitute a general obligation of the City of Leesburg or the State of Florida or any political subdivision thereof but shall be payable solely from revenues herein provided; approving and authorizing the execution and delivery of an eighth supplemental financing agreement between the City and Leesburg Regional Medical Center, Inc. and LRMC Home Health Services, Inc.; approving and authorizing the execution and delivery of a seventh supplemental indenture of trust with respect to such bonds between the City and the Bank of New York (as successor to Barnett Bank of Tampa, successor to First Florida Bank, N.A.), as trustee authorizing the Mayor or Mayor Pro Tem to award the sale of said bonds to Merrill Lynch, Pierce, Fenner & Smith incorporated on a negotiated basis and approving the conditions of such sale; approving the form and authorizing the execution and delivery of a bond purchase contract with respect to such bonds; approving the form of a preliminary official statement and authorizing the execution and delivery of an official statement; approving the form and authorizing the execution and delivery of an escrow deposit agreement and designating the Bank of New York as escrow agent thereunder; approving the form and authorizing the execution and delivery of a tax regulatory agreement among the city, the restricted group and the trustee; providing certain findings with respect to the foregoing; providing an effective date for this resolution; and providing certain other details with respect thereto.

Commissioner Perry moved to adopt the resolution and Commissioner Knowles seconded the motion. The roll call vote was:

Commissioner Perry	Yea
Commissioner Knowles	Yea
Commissioner Lovell	Yea
Mayor Connelly	Yea

Four yeas, no nays, the Commission adopted the resolution.

CITY ATTORNEY ITEMS: None

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CITY MANAGER ITEMS:

A. Monthly Financial Report for April 2003

CM Stock advised the April 2003 monthly report was distributed in the agenda packets. There were no questions from the Commission regarding the report.

B. BPCA Rate for June, July, August, and September 2003

CM Stock advised staff has been monitoring the BPCA rates very carefully because the true-up charges from FMPA comes to us six months after the fact and because of the volatility in the natural gas prices. In March, the FMPA Board of Directors approved an increase in costs for purchased power. Staff recommends increasing the BPCA rate to \$9.50 per 1,000 Kwh for June, July, & August, 2003. Last year at this time, the rate was \$4.50. The rate was lowered at the beginning of this year to \$4.00 before prices were impacted by the war. BPCA was increased in March 2003 to \$6.50. Staff will continue to monitor the BPCA and will lower it as soon as feasible.

Commissioner Perry moved to approve the BPCA of \$9.50 per 1,000 Kwh as recommended by staff and Commissioner Knowles seconded the motion. The roll call vote was:

Commissioner Lovell	Yea
Commissioner Perry	Yea
Commissioner Knowles	Yea
Mayor Connelly	Yea

Four yeas, no yeas, the Commission approved the BPCA of \$9.50 per 1,000 Kwh for July, August, and September 2003.

C. CM Stock announced the meeting scheduled with the Lake County Board of Commissioners for Friday, May 30, 2003, has been delayed.

D. CM Stock apologized to the Commissioners for not calling them prior to the meeting regarding agenda items. He advised the Police Benevolence Association has petitioned for a vote to be taken among staff in the Leesburg Police Department for the purpose of recognizing their union as a sole and exclusive bargaining agent for employees below the rank of corporal. The Public Employees Relations Commission granted the petition and a mail ballot will be held from June 5 to June 24. Union representatives have told staff why it is appropriate and in their best interest to join the union. CM Stock said he attended a meeting this morning and will attend again next Tuesday at the Police Department to answer any questions staff may have and to allow them to "hear the other side of the story."

ROLL CALL:

Commissioner Lovell – renaming Lakeshore Drive was a good move. Great job on the road improvements. He has received many good comments on the road and the way the grass in the area is working out. He has received many very good comments on the City Manager and what is happening in the City.

Commissioner Perry – None

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Commissioner Knowles – July 4th is a favorite event and he thinks things are going well in the Venetian Gardens area. This is an exciting time in Leesburg. He congratulated City Manager Stock on tying up loose ends on a multitude of projects.

Mayor Connelly – Dr. Debra Dabney Austin, daughter of the legendary coach H. O. Dabney, has been appointed as Chancellor of Colleges and Universities. She will be honored June 14, 2003, at 2:00 p.m. at the St. Paul A.M.E. Church on Lake Street and a reception at Lake Sumter Community College following the program. Mayor Connelly invited everyone to attend.

Commissioner Perry moved to adjourn and Commissioner Knowles seconded the motion. The meeting adjourned at 6:42 p.m.

Mayor

ATTEST:

Acting City Clerk

Betty M. Richardson
Recorder

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